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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: August 1, 2005 Name: Steven P. Shurtz Signature: /Steven P. Shurtz/

BRINKS
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& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Larry Larkin et al.

Appln. No.: 10/652,896

Filed: August 29, 2003

For: FILTRATION MEDIA CREATED BY
SONIC WELDING

Examiner: Robert J. Popovics

Art Unit: 1724

Attorney Docket No: 396-453

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Response to Restriction Requirement
☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim						+\$180=		+ \$360=	
					Total	\$		Total	\$

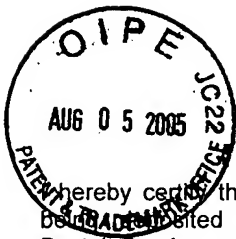
Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____ A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

August 1, 2005
Date

/Steven P. Shurtz/
Steven P. Shurtz, (Reg. No. 31,424)



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on August 1, 2005

Date of Deposit

Steven P. Shurtz, Reg. No. 31,424

Name of applicant, assignee or

Registered Representative

/Steven P. Shurtz/

Signature

August 1, 2005

Date of Signature

Case No. 396/453

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Larry Larkin et al.

Serial No.: 10/652,896

Filed: August 29, 2003

For: FILTRATION MEDIA
CREATED BY SONIC
WELDING

Examiner : Robert J. Popovics
Group Art Unit: 1724

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed June 30, 2005, please consider
the following election and remarks.

Applicants elect the invention of Group I, claims 1-5. This election is
made with traverse.

First, it is noted that claims 7 and 23-24 include the limitations of claim 1 noted in the Office Action as not being found in claim 6. Thus, the logic as to why claims 6-12 and 22-25 are restricted from claim 1 does not apply to claims 7 and 23-24. Claims 7 and 23-24 should thus be examined with the Group I claims.

Second, the rationale for the restriction between Groups I and III is based on the argument that the product claims can be made by a materially different process than the sonic welding required in claim 13, namely heat fusion welding. However, it is noted that claim 1 requires that the layer of felt and woven screen be held together by a sonic weld. While claim 1 is a product claim, it includes a product-by-process limitation. As such, the product requires that it be made by the process of sonic welding. Hence, the product of claim 1 is made using a sonic welding step, and the method claim 13 does not claim a materially different process. The Group III claims should thus be examined with the Group I claims.

Respectfully submitted,

Dated August 1, 2005

/Steven P. Shurtz/

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